

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

In the Matter of the Application of  
COMMERCIAL BANK OF DUBAI  
Petitioner,

For an Order under 28 U.S.C. § 1782(a) Authorizing  
Service of a Subpoena to Require Testimony and the  
Production of Documents by

AMERICAN EXPRESS, INC.

Respondent,

For Use in a Contemplated Action, Dubai Court of  
First Instance, Plenary Commercial, UAE.

Case No. 20-Mc-MC-335

PROPOSED ORDER

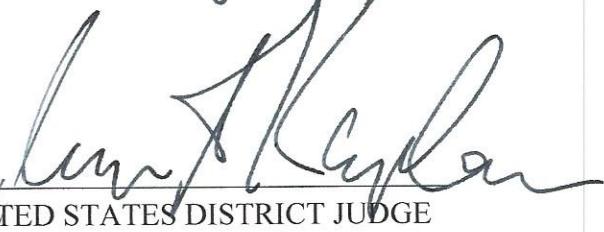
**WHEREAS** an application (the “Application”), having been duly submitted to this Court on September 15, 2020 by Mayer Brown LLP, counsel for Commercial Bank of Dubai (“CBD”), for entry of an order pursuant to 28 U.S.C. § 1782 permitting counsel for CBD to serve American Express, Inc. (“Amex” or “Respondent”) with a subpoena in the form attached as Exhibit A to the Application, seeking documents from Respondent in accordance with the Federal Rules of Civil Procedure; and

**WHEREAS** the Court has reviewed the Application, the Exhibit thereto, the Declaration of Souhayel Tayeb, and Memorandum of Law submitted in support of the Application; and

**WHEREAS** this Court finds that the Application meets the statutory requirements of 28 U.S.C. § 1782, and that it is appropriate in this Court’s discretion to grant the Application.

IT IS HEREBY ORDERED THAT counsel for CBD may serve Respondent with a subpoena in the form attached as Exhibit A to the Application. *This is without prejudice to any objections that Respondent may have to this order or the subpoena.*

Dated: September 17, 2020  
New York, New York

  
UNITED STATES DISTRICT JUDGE